

1 Dana Moon, Esq. (Bar No. 185154)
2 wk@moondorsett.com
3 MOON & DORSETT, PC
4 445 S. Figueroa Street, Suite 2900
Los Angeles, CA 90071
Telephone: (213) 380-1526

5 Attorneys for Defendants
6 XLD CENTURY LLC; XLD GROUP LLC

7

8 UNITED STATES DISTRICT COURT

9 FOR THE CENTRAL DISTRICT OF CALIFORNIA

10 United States ex rel. GNGH2 Inc.,) Case No.: 2-22-CV-05514-SB-PVC
11)
12 Plaintiff,) ANSWER OF DEFENDANTS XLD
13) CENTURY LLC AND XLD GROUP
14 vs.) LLC TO RELATOR GNGH2 INC.'S
15 XLD CENTURY LLC and XLD) COMPLAINT UNDER THE FALSE
16 GROUP LLC,) CLAIMS ACT
17 Defendants.) Complaint filed: August 4, 2022
18 _____)

19 Defendants XLD CENTRY LLC; XLD GROUP LLC (collectively
20 “Defendants”) hereby answer the complaint (“Complaint”) filed by Relator
GNGH2 Inc. (“Relator”) as follows:

21 1. Defendants admit the allegations in Paragraphs 2, 3, 7, 8, 11, 13, 16,
22 19 of the Complaint.

23 2. Answering Paragraphs 4, 5, 6 of the Complaint, Defendants are
24 without sufficient knowledge or information to form a belief as to truthfulness.

25 3. Defendants generally admit the allegation in Paragraphs 9 and 10 of
26 the Complaint, but are without sufficient knowledge or information to form a belief
27 as to truthfulness of “large scale outbreaks of panic and hysteria.”

4. Defendants deny the allegation in Paragraph 14 in that it quotes an inaccurate version of the Form 2483-SD, wherein Complaint replaces each comma with a period after the word “Hong Kong.”

5. Defendants deny the allegations contained in Paragraphs 15, 17, 18, and 21 of the Complaint.

6. Paragraphs 1, 12, 20, 22, 24, 25 are legal conclusions and argument to which no answer is required. To the extent that any answer is required, Defendants deny such legal conclusions and argument.

AFFIRMATIVE DEFENSES

(Public Disclosure)

Relator's allegations are based on information that is publicly available via inter alia the news media, namely that Defendants are subsidiaries of a Chinese company and that Defendants own certain Marriott hotels operated by Marriott Management. The government therefore has enough information to investigate the case since the information alleged are already in the public domain.

Relator has not provided any missing link between the public information and the alleged fraud and is not the original source of the information.

PRAYER FOR RELIEF

WHEREFORE, having responded to Relator's Complaint and having stated their affirmative defenses, Defendants pray that:

1. Judgment be entered against Relator and in favor of Defendants and
that Relator takes nothing by its Complaint;

2. Defendants be awarded their costs of suit incurred in defense of this action; and

3. The Court award Defendants such other relief as the Court deems "just and proper."

Dated: October 5, 2023

MOON & DORSETT PC

By: /s/

Dana Moon Esq.

Attorneys for Defendants

PROOF OF SERVICE OF DOCUMENT

I am over the age 18 and not a party to this case. My business address is 445 South Figueroa St., Suite 2900, Los Angeles, CA 90071.

A true and correct copy of the foregoing document entitled: **ANSWER OF DEFENDANTS XLD CENTURY LLC AND XLD GROUP LLC TO RELATOR GNGH2 INC'S COMPLAINT UNDER THE FALSE CLAIMS ACT** will be served or was served in the manner stated below.

TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LR, the foregoing document will be served by the court via NEF and hyperlink to the document. On October 5, 2023, I checked the CM/ECF docket for this case and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Yael Lerman on behalf of Plaintiff GNGH2 INC.:
yaell@standwithus.com

David N. Abrams on behalf of Plaintiff GNGH2 INC.:
dnabrams@wjlf.org; dnabrams@gmail.com

Dana Moon on behalf of Defendants XLD CENTURY LLC; XLD GROUP LLC: wk@moondorsett.com

I certify under penalty of perjury, under the laws of the State of California and the United States that the foregoing is true and correct.

Executed on October 5, 2023, at Los Angeles, California.



Wendy Kim, Declarant